

Index of Articles—1987

RM GENERAL

Highlights of the 1985 Cost of Risk Survey, James D. Blinn, Michael R. Levin, January, p. 22.

The fourth Cost of Risk Survey conducted by RIMS and Tillinghast/Towers, Perrin, Forster, and Crosby designed to measure the effectiveness of risk cost controls.

Proof Is In The Process, Rita Epstein, January, p. 46.

This Asia/Pacific Conference session overviews the risk management process through the perspectives of a risk manager, broker and underwriter.

A New Understanding of Risk Management, Alexander Berlonghi and Jurg W. Mattman, April, p. 54.

Recognizing that risk managers provide an invaluable internal link within a corporation, the article maintains that risk managers must be well-versed in a variety of subjects and also be able to analyze the impetus that makes upper management act.

The New Breed of Risk Managers: Learning to Adapt in a Turbulent Market, William B. Mather, April, p. 92.

A review of the challenges and changing priorities and problems facing risk managers.

RIMS Pittsburgh Chapter Calls for a Return to Solid Underwriting Skills, Tom Johnson, April, p. 96.

Advocates a "back to basics" approach to underwriting skills and ethics during the insurance recovery period.

Putting the Liability Insurance Crisis in Perspective, John Harkavy, April, p. 104.

Reviews the problems facing the liability insurance market, the need for tort reform and the significance of the growth in alternative risk financing mechanisms.

The Risk Manager's Role in Preventing Product Liability Claims, Darwin B. Close, May, p. 36.

Discusses the results of a survey conducted by the author which asked risk managers where in manufacturing and marketing activities they think their involvement should be increased. The data indicates that few risk managers want to expand their duties in the product liability area.

Who is Responsible for Managing the Information Flow? Jim Loeb, May, p. 44.

Details the necessary steps to take when establishing a risk management information system including identification, evaluation, treatment and monitoring of information.

A New Opportunity to Control Claims Information, Alan B. Cantor, May, p. 48.

Explains how risk managers can produce reasonable projections of expected losses as well as present value costs under different tax analyses by using personal computers.

Using Behavioral Research to Uncover Hidden Jury Bias, Donald E. Vinson, June, p. 44.

Describes how behavioral research statistics can be used to make informed decisions concerning the most effective way to proceed with a trial and select juries.

Risk Management...By Many Other Names, Felix Kloman, June, p. 56.

Discusses how risk managers must broaden their definition of risk management and develop systematic approaches for dealing with the insurance market.

PRIMA Soars Through Its Eighth Annual Conference, Ken Weinstein, July, p. 50.

Provides an overview of the issues affecting public risk managers as discussed at the 1987 annual Public Risk and Insurance Management Association (PRIMA) conference.

Avoiding the Ivory Tower Syndrome, Bruce McEwan, August, p. 34.

Risk managers should analyze their job functions to see if they are balancing their work between "administrative tasks," and "operational tasks."

RIMSNET: Riding the Information Wave, Brynell Somerville, August, p. 40.

Describes the features subscribers to the electronic news and information network receive, including electronic mail, a risk management index and the Standard and Poor's Insurance Rating Service.

The Making of a Risk Manager—Part One, Robert M. Bieber, September, p. 23.

Explains why risk managers and their departments must master many skills to minimize company losses in the least expensive way.

Commentary: Professionalism and the Risk Manager, Suzanne H. Crager, September, p. 58.

Exhorts risk managers to take a more active role in their profession and criticizes the lack of response to the Cost of Risk Survey as an illustration of risk managers' lack of involvement.

Emerging Issues in Risk Management: The Responsibilities and the Opportunities are Changing, Richard C. Heydinger, September, p. 60.

Discusses new developments occurring in the legal, political and insurance fields that

will affect risk managers and how they perform their jobs.

The Making of a Risk Manager—Part Two, Robert M. Bieber, October, p. 48.

This second of two articles discusses that it is important to first understand the management side of the risk management process in order to make the process work.

Duke University to Launch Workers' Compensation Chair, Tom Johnson, November, p. 91.

Discusses the formation and funding of a chair at Duke University devoted to the study and arbitration of workers' compensation issues.

RM APPLICATIONS

Burgeoning Business, Rita Epstein, January, p. 48.

Discusses some of the ramifications of doing business in the People's Republic of China.

Project CARE—A Grass Roots Solution to the Excess Liability Crisis, Tom Johnson, January, p. 58.

Discusses Corporate America's Risk Exchange or CARE—a newly formed excess liability insurance company devoted to providing insurance at cost.

Promoting Risk Management in Developing Countries, Harold D. Skipper, Jr., June, p. 18.

Referring to a report published by Georgia State University's Center for Risk Management and Insurance Research for the United Nations Conference on Trade and Development, the article discusses which government and business entities should be involved in promoting risk management in developing countries.

The New Frontier: Integrating Human Resources and Risk Management, Henry V. S. Hall, October, p. 28.

Describes how a company integrated the two departments and effectively controlled risks and significantly cut losses.

The Mattman Model: The Risks of Special Events, Jurg W. Mattman and Alexander E. Berlonghi, October, p. 60.

Presents the model that attempts to guide the risk manager in assessing risks of special events, maintaining that assessment of risk and fact are different and communication between the risk manager and the organizer of the event is vital.

Keeping Boiler Operation Costs at a Simmer, David V. Carlson, November, p. 62.

Discusses the new techniques involved in

inspecting a steam boiler and the techniques that can be used to minimize risk such as pre-emergency plans, training programs and maintenance logs.

LOSS CONTROL

Profit, Loss and Risks, Rita Epstein, January, p. 48.

Focuses on the specific requirements that facilities must meet if they are deemed to be highly protected risks.

Financial Responsibilities in An Insurer Insolvency: Widespread Misconceptions, Corbette S. Doyle, Michael J. Ammean, James V. Davis, April, p. 22.

Cites such industry sources as Best Ratings, NAIC Early Warning Tests and SEC Loss Reserve Disclosure as ways to assess the financial strength of insurers.

Management Considerations for Emergency Plan Development, Michael Krikorian, April, p. 38.

Article helps companies find out if an emergency plan is needed through a risk evaluation that can identify workplace hazards, determine exposures, and quantify and assess risks.

How One Utility Used Accountability and Loss Prevention to Cut Liability Costs, Phil Zinkewicz, April, p. 45.

Relates how Brooklyn Union Gas changed its direction by focusing on potential loss areas instead of existing ones and lowered its projected expenditures for legal and claims-related costs from 19 percent to under four percent.

A Glimpse at the Phoenix of CAP Policies, Russell A. Drake, Jr., April, p. 64.

Discusses the rise and fall of corporate asset protection policies and touches upon a new concept which could be called a claims paid insurance policy tailored to cover corporations only for claims paid, not for what has occurred.

Assessing Insurer Insolvency: An In-House Method, Eric P. Hein, May, p. 18.

Offers a number of signs that a risk manager should look for in order to detect a potential insolvency.

New Ways to Look at Loss Control, Susan Hurley, May, p. 76.

Speakers discuss different methods risk managers can use to train and educate management and employees to lower a company's loss exposure.

The Balance Sheet Effects of Insuring Property at Book Value, Bob A. Hedges, July, p. 54.

Discusses how limiting property insurance coverage to the book value of property can have an adverse effect on financial recovery and net cash flow in case of loss.

Managing Earthquake Exposures, Russell C. Oplerkuch and Douglas O. Frazier, August, p. 16.

Recommendations for properly assessing seismic loss potential by analyzing buildings individually and the effect adjoining buildings will have on each other during an earthquake.

Loss Cost Allocation: Don't Carry That Weight, Oakley E. Van Slyke, September, p. 34.

Explains why proper loss allocation is important and discusses several different methods for allocating loss costs among company divisions.

A Successful Equation for Protecting Computers, Kenneth E. Berg, September, p. 52.

Examines different methods for protecting computer centers from fire/water/smoke damage.

Truth and Consequences: The European Directive on Product Liability, Edward J. Hester, October, p. 38.

Discusses the impact of the European Commission's adoption of the trend to put product liability burden of proof on the manufacturer into law.

Pre-Placement Screening: Survival of the Fittest, Charles K. Anderson, November, p. 44.

Explains how pre-placement screening can be an effective way to control workplace injuries.

Defining Policy Terms: The Critical Path to Loss Control, Donald B. McDougall, November, p. 56.

Discusses how risk managers and brokers should agree on the concepts and definitions of "value" and what value definition could arise in loss situations.

EMPLOYEE BENEFITS/HEALTH CARE DELIVERY

Getting to Know COBRA, Craig W. Plumhoff, January, p. 16.

Overviews COBRA specifics including such provisions as broadening employer responsibility to terminated employees, protecting dependents who lose their medical coverage due to divorce or death of an employee and protecting children whose coverage ends due to age or marital status.

Why Be Concerned with Chronic Pain Treatment?, Richard L. Stieg, January, p. 28.

Discusses how Chronic Pain Syndrome (CPS), a condition in which chronic pain tied to pathological causes, is one of the most expensive health problems in the U.S.

Future of Employee Benefits Sets Conference Agenda, Tom Johnson and Howard Greene, January, p. 54.

Authors report on the International Foundation of Employee Benefit Plans annual conference, including pertinent issues that faced the 100th Congress.

Medic First Aid: A Risk Management Tool, Jerry L. Hedrix, February, p. 48.

Discusses the fusion of CPR and first aid into Medic First Aid—an innovative system of life saving in an easy to understand format.

Mandated Employee Benefits: Something To Look Forward To?, Ken Weinstein, February, p. 60.

Discusses upcoming legislation, the major issues surrounding these benefits and offers 1987 predictions.

Controlling Benefit Costs: The Flexible Option, L. Brian Rush, April, p. 30.

Discusses how employers and employees need to come to an understanding on how to share the expense of a benefit program in order to control costs.

The Employee Benefits Mandate—Direct Action to Fill the Void, Tom Johnson, May, p. 66.

Panelists at RIMS annual conference discuss the pros and cons of mandating employee benefits at both state and national levels.

David Levinson's Pledge of Allegiance to Good Health, Tom Johnson, May, p. 68.

Interview probes Mr. Levinson's healthcare philosophy of providing incentives that would motivate people into making healthy lifestyle choices.

Employee Benefits At Large: A Conversation With Phyllis Borzi, Tom Johnson, May, p. 69.

Conversation details Ms. Borzi's views on a variety of employee benefits issues including pre-funding mechanisms for retiree welfare benefits, the effect on the business community of catastrophic medical insurance, and the passage of parental leave proposals in Congress.

An Apple a Day Won't Reduce Doctor's Charges, Tom Johnson, May, p. 70.

Seminar coverage details the expensive problem of successfully managing doctor's charges.

Coping with AIDS on the Job, Thomas J. Naglieri, June, p. 36.

Suggests guidelines employers can use to develop effective corporate policies that deal with the AIDS epidemic including formulating policy checklists and keeping abreast of medical developments.

Understanding the Demographics of Aging, Tom Johnson, June, p. 78.

Panelists at RIMS annual conference divide the American populace into different age sub-groups and discuss the particular healthcare benefit funding problems that apply to each.

MedFacts: An Intelligent Way to Choose Health Care, Joseph G. Charles, November, p. 28.

Describes the Medical Information Service developed at Ryder Systems, Inc. to provide employees with a database of healthcare information.

RISK RETENTION

An Overview of the Risk Retention Act, Michael J. Mullen, January, p. 36.

Discusses how the Risk Retention Act was passed by Congress in 1986 to help special risk retention groups purchase insurance and how it benefits risk managers by eliminating certain provisions contained in state insurance laws that impose conflicting requirements on group self-insurance programs.

The Risk Retention Act of 1986: The Options Increase, Jon Harkavy, March, p. 22.

Provides an in-depth analysis of the Act, focusing on how it provides more options for scarce liability insurance coverage.

The Risk Retention Act—More Than Meets the Eye!, Robert H. Myers, Jr., March, p. 36.

Article explores how the Risk Retention Act of 1986 has been updated and improved and now offers expanded insurance capabilities for risk retention groups and more insurance lines that purchasing groups can buy.

Opportunity Knocks: The Risk Retention Act of 1986, James T. McIntyre, Jr., March, p. 42.

States the potential positive benefits of the Risk Retention Act of 1986 including the ability to decrease insurance costs and increase coverage.

The Risk Retention Dilemma, Ken Weinstein, May, p. 75.

Discusses the pros and cons of risk retention and risk purchasing groups and offers an insight into people's fears and anxieties about the Act.

INSURANCE MARKET

Helpful Hints for Mastering the New CGL Policy, Elliot E. Cohen, January, p. 42.

Provides a tip sheet of helpful procedures designed to master the new CGL Policy maze.

A Simple Model for Detecting Financial Distress in P/C Users, Ran Bar-Niv and Michael L. Smith, February, p. 38.

Discusses the need for an industry-wide standard for assessing financial distress in an insurer and provides a method of how one may overcome this problem.

Spreading the Blame for the Liability Insurance Crisis, Fikry S. Gahin, March, p. 48.

Article argues that everyone must accept a share of responsibility in causing the liability insurance crisis including the property and casualty industry, the legal profession, insurance commissioners and U.S. society in general.

Tort Reform, Public Relations Will Top Insurers' Agenda in 1987, Elizabeth Hook, March, p. 64.

Report of the annual meeting of the Insurance Services Office and Insurance Information Institute which stressed the problems the insurance industry faces due to misperception by the public and the industry's efforts to counteract the problem.

Is the Insurance Industry Doomed to Follow the Eternal Cycle?, Elizabeth Hook, May, p. 71.

A distinguished panel at the RIMS Conference debate whether or not this last hard market signalled the end of the insurance industry cycle forever.

Daring to Go Bare: Is It a New Alternative?, Elizabeth Hook, June, p. 76.

Report of a RIMS Conference seminar that focused on how a no-insurance program can be made to work even when the market is soft.

Explaining the Mechanics of the Alternative Market, Elizabeth Hook, May, p. 81.

Panelists at a RIMS Conference seminar describe the operation of alternative market vehicles—such as ACE and XL—spawned by the insurance market crisis.

Is There Life in the Umbrella Market?, Elizabeth Hook, May, p. 84.

Since the soft market of the late '70s changed the perception and use of such coverages as umbrella and excess and surplus, panelists at a RIMS Conference seminar analyzed the real purpose and most effective use of these coverages.

New Players in the Insurance Market Game, Elizabeth Hook, June, p. 79.

Interviews with risk management and insurance industry leaders at the RIMS Conference reveals that some of the traditional roles in the industry have permanently changed.

Have We Weathered the Liability Storm?, Elizabeth Hook, December, p. 62.

Panelists at the 4th AEAI/RIMS International Forum discuss the emergence of the insurance industry from the liability crisis and the potential effects of the EEC Product Liability Directive.

Risk Managers: The World Is Your Oyster, Elizabeth Hook, December, p. 64.

What lessons were learned from the last hard market and what the softening market means to the future of the industry were analyzed by a Lloyds' broker and an American reinsurer at the 4th AEAI/RIMS International Forum.

CGL: The Rumors of Its Demise Are Premature, Elizabeth Hook, December, p. 67.

During a seminar at the 4th AEAI/RIMS International Forum, a U.S. broker and Lloyds' Peter Wilson give an overview of the CGL policy and the niche it has found in the current insurance market.

Soft Cycle Finds Underwriters in Compromising Position, Ken Weinstein, December, p. 74.

Offers a London underwriter's perspective on the emerging soft cycle and what steps will be taken to avoid making the same mistakes this time around.

LEGAL

Viewpoint: The Creeping Side Effects of Civil Justice Abuse, Warren Anderson, February, p. 52.

Mr. Anderson argues that four particular reforms of the current liability system are vital: revising joint and several liability; capping pain and suffering awards; revising collateral rule; and establishing a state-of-the-art defense system for manufacturers.

Punitive Damages: The Real Story, Stephen Daniels, March, p. 55.

Article details the preliminary results of the American Bar Foundation's study on punitive damages to show that large rewards are not routine.

Avoiding Legal Pitfalls in Claims Made Contracts, Tom Johnson, March, p. 74.

Discusses the viability of providing a legal analytical framework for dealing with the ambiguities of claims made forms.

What Risk Managers Should Know About Medical Testimony, Eric H. Marcus, April, p. 70.

Provides a tip sheet on information to consider when professional medical opinions in

court testimony are involved including, recognizing large gaps that exist in the fabric of medical science, and understanding that doctors are human beings and therefore fallible.

The Debate Over The McCarran-Ferguson Act Continues, Ken Weinstein, May, p. 72.

The potential repercussions of either modification or repeal of the Act are revealed by major players in and around the industry.

Tort Reform: Don't Blame the Underwriter, Ken Weinstein, May, p. 73.

Provides an inside view of an insurer's perspective on the need for tort reform.

Pension Legislation on the Move in Canada, Tom Johnson, May, p. 99.

Article points to changes in Canadian benefits legislation that have led to a widespread reassessment of corporate benefits strategies in that country—particularly those that concern pension plans.

ADR: Shaking Hands Instead of Shackling Them, Kathleen M. Cullen, June, p. 28.

Discusses alternative dispute resolution with its forums of mediation, arbitration and the mini-trial as a viable alternative to the civil justice system.

What's Up Doc?—The Patient and the Malpractice Suit, Edward E. Bartlett, August, p. 26.

Discusses how communication failures are probably responsible for the vast majority of medical malpractice claims and suggests four ways for those involved in the medical industry to reduce the risk of lawsuits.

Controlling Litigation Can Mean Increased Savings, Steven G. Schumaier, September, p. 44.

Discusses how risk managers can control litigation costs by becoming familiar with litigation concepts and being able to recognize settlement opportunities.

The New Wave of Asbestos Litigation, George A. Peters, November, p. 38.

Predicts a second wave of asbestos litigation will take place in the near future and recommends that risk managers become more informed about asbestos regulations and risks.

1987 RIMS Canadian Conference—"A Risk Management Exposition", Tom Johnson, November, p. 70.

Includes general remarks on the current state of the risk management profession as well as the need for Canadian tort reform and the nature of risks associated with insuring the 1988 Winter Olympics in Calgary.

RIMS West Coast Conference Makes Members' Day!, Tom Johnson, November, p. 71.

Discusses the step-by-step process of pushing revised Colorado captive legislation through the state senate and house of representatives.

ADR: A New Tool for Employment Relationships, John E. Sands, December, p. 22.

Explains several different ways in which alternative dispute resolution can be used by employers to diffuse conflicts between employees and reduce employers' chances of financial loss.

CAPTIVES

Life for Offshore Captives under the New Tax Law, William L. Burke and John J. Sarchio, February, p. 20.

Shows how the Tax Reform Act of 1986 will effect offshore captive insurers by discussing discount loss reserves based on mid-term rate rather than a deduction of the full value of the reserves.

Risk Transfer Can be Profitable, R.S. Johnson, February, p. 28.

Discusses how the Risk Exchange Association of Bermuda was designed by risk managers for risk managers to economically transfer parental risk via subsidiary captives to other captives.

On-Shore or Off-Shore: Where To Take Your Captive, Ken Weinstein, May, p. 100.

Notes that risk retention groups are growing, but there are no one-minute solutions and provides guidelines in making the decision to move on-shore or stay off.

ENVIRONMENTAL IMPAIRMENT

The Danger All Around Us, Susan Hurley, June, p. 77.

Speakers discuss the problems risk managers have in coping with carcinogenic exposures present in the workplace.

A 1987 Superfund Primer, G.S. Peter Bergen, July, p. 20.

Reviews the creation of the Superfund cleanup fund and the Superfund Amendments and Reauthorization Act of 1986.

Perspectives on Environmental Liability: The Boeing Story, Scott K. Lange, July, p. 28.

Discusses how Boeing became involuntarily involved in the cleanup of a waste recycling operation site when the company's financially troubled waste hauler was listed on a government clean up list.

Environmental Risk Insurance: Don't Count on It, Donald V. Jernberg and Mark C. Furse, July, p. 42.

Discusses how companies can follow several untraditional approaches to obtain environmental risk protection.

Environmental Risk Insurance: You Can Count On It, Eugene R. Anderson and Maxa Luppi, October, p. 68.

A rebuttal to Donald V. Jernberg and Mark C. Furse's article in July, it claims that, in fact, CGL policies do cover hazardous waste claims costs and recommends that risk managers and policy-holders' lawyers seek pollution damages' coverage under any liability policy they have, no matter how old.

Squaring-Off Successfully Against Toxic Waste Risks, Wayne Tusa, November, p. 50.

Suggests ten guidelines to help risk managers reduce the costs associated with the cleanup of hazardous waste sites.

RIMS/INDUSTRY LIAISON

Frank Talk and Careful Listening, Rita Epstein, February, p. 12.

Fred S. James & Co., Inc. Discusses the Role of Brokers in Risk Management, March, p. 20.

Looking to the Past to Secure a Better Future, Richard M. Insera, April, p. 12.

CIGNA/RIMS Meeting Addresses Risk Management Issues, September, p. 64.

Meeting the Special Needs of Special Clients, Russel Thomas, November, p. 80.

Liberty Mutual and Risk Managers Examine the Market and Consider the Future, December, p. 18.

LEGAL CONSIDERATIONS

A monthly column by P. Bruce Wright

The Rules and Regulations of Liquidation and Arbitration Under the McCarran-Ferguson Act, January, p. 14.

Repercussions of the Tax Reform Act of 1986, February, p. 11.

Risk Retention Groups in the Hot Seat; IRS Reaffirms Excise Tax Position, March, p. 18.

Tax Court Reviews Humana Case; South Carolina Statement May Hinder Purchasing Groups, April, p. 18.

U.S.-Barbados Treaty Allows for Federal Excise Tax Exemption; Class Action Against Refet Ltd. is Dismissed, May, p. 12.

States Begin Action on Risk Retention Legislation, June, p. 16.

NY Restricts Purchasing Groups; New Tax Law Forces Discounting of Loss Reserves; Captives Consider Taxation at Corporate Level, July, p. 14.

Taking the Cure—The Courts Clamp Down on a Florida Physicians Risk Retention Group, August, p. 14.

IRS Says Foreign Captive Insurers Can Opt to Subject RPII to U.S. Corporate Income Tax, September, p. 68.

Broker/Dealer Registration Nixed for Placement of Interests in Risk Retention Groups; IBNR Losses Discussed, October, p. 76.

Risk Retention Groups Face State Scrutiny, November, p. 72.

A Couple of Taxing Situations, December, p. 70.

LONDON PERSPECTIVE

A monthly column by C.F. Best

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How Will the Inland Revenue Handle the Growing Captive Industry in the U.K.?, May, p. 16.

Is the Insurance Market Failing its Customers?, June, p. 12.

U.K. Risk Managers Call the Insurers' Bluff, July, p. 16.

Political Risk Captives and the Role of the Inland Revenue, August, p. 12.

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Reservations Abound Over Insurers' Reserves, December, p. 71.

SPECTRUM

A monthly column by the Governmental Affairs Department staff

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Risk Notification Bill Amended; Risk Retention at NAIC, May, p. 7.

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Department of Commerce Releases Risk Retention Report, November, p. 7.

RIMS Helps Charm COBRA, December, p. 7.

